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PTO/SB/01 (12-97)

Approved for use through 9/30/00. OMB 0651-0032

Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<b>DECLARATION FOR UTILITY OR DESIGN PATENT APPLICATION (37 CFR 1.63)</b>  <input type="checkbox"/> Declaration Submitted with Initial Filing      OR <input checked="" type="checkbox"/> Declaration Submitted after Initial Filing (surcharge (37 CFR 1.16(e)) required)	Attorney Docket Number	214001-00648
	First Named Inventor	Louis D. Falo
	<b>COMPLETE IF KNOWN</b>	
	Application Number	09/030,985
	Filing Date	February 26, 1998
	Group Art Unit	1643
	Examiner Name	N/A

17859 U.S. PTO

10/608424



06/30/03

As a below named inventor, I hereby declare that:

My residence, post office address, and citizenship are as stated below next to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

**INDUCTION OF TUMOR AND VIRAL IMMUNITY USING ANTIGEN PRESENTING CELL CO-CULTURE PRODUCTS AND FUSION PRODUCTS**

the specification of which (Title of the Invention)  
☐ is attached hereto  
OR

was filed on 2/26/1998 as United States Application Number or PCT International

Application Number 09/030,985 and was amended on (MM/DD/YYYY) (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56.

I hereby claim foreign priority benefits under 35 U.S.C. 119(a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Priority Not Claimed	Certified Copy Attached?	
				YES	NO
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
			<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

☐ Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto:

I hereby claim the benefit under 35 U.S.C. 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/> Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
60/039,472	2/27/1997	

[Page 1 of 2]

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## DECLARATION - Utility or Design Patent Application

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT International application designating the United States of America, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Parent Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (if applicable)

☐

Additional U.S. or PCT International application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and to transact all business in the Patent and

Trademark Office connected therewith:

☐ Customer Number



Place Customer  
Number Bar Code

OR

☒ Registered practitioner(s) name/registration number listed below

Name	Registration Number	Name	Registration Number
[SEE ATTACHED SHEET]			

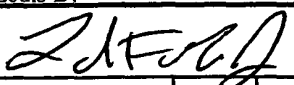
☐

Additional registered practitioner(s) named on supplemental Registered Practitioner Information sheet PTO/SB/02C attached hereto.

Direct all correspondence to: ☐ Customer Number or Bar Code Label  OR ☒ Correspondence address below

Name	Diane R. Meyers				
Address	Eckert Seamans Cherin & Mellott, LLC				
Address	600 Grant Street, 42nd Floor				
City	Pittsburgh	State	PA	Zip	15219
Country	USA	Telephone	412/566-2036	Fax	412/566-6099

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor:						<input type="checkbox"/> A petition has been filed for this unsigned inventor	
Given Name (first and middle [if any])				Family Name or Surname			
Louis D.				Falo, Jr.			
Inventor's Signature						Date	8/28/98
Residence: City	Pittsburgh	State	PA	Country	USA	Citizenship	USA
Post Office Address	710 Duncan Avenue 2698 TIMBERGLEN DRIVE						
Post Office Address	Apt. 1409						
City	WEXFORD	State	PA	Zip	15050	Country	USA
<input type="checkbox"/> Additional inventors are being named on the _____ supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.							

Please type a plus sign (+) inside this box: ☐

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<b>DECLARATION</b>	REGISTERED PRACTITIONER INFORMATION (Supplemental Sheet)
--------------------	--

Name	Registration Number	Name	Registration Number
Walter J. Blenko, Jr.	18,526		
Arnold B. Silverman	22,614		
Richard V. Westerhoff	24,454		
David W. Brownlee	24,464		
Lewis F. Gould, Jr.	25,057		
Daniel C. Abeles	25,822		
Stephan P. Gribok	29,643		
Alan G. Towner	32,949		
David V. Radack	33,442		
Samuel W. Apicelli	36,427		
Kirk D. Houser	37,357		
Diane R. Meyers	38,968		
Daniel S. Goldberg	39,689		
John M. Paolino	40,340		
Michael D. Lazzara	41,142		
Benjamin T. Queen, II	41,260		
Anthony Colesanti	P42,428		

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**DECLARATION****ADDITIONAL INVENTOR(S)  
Supplemental Sheet  
Page 1 of 1**

<b>Name of Additional Joint Inventor, if any:</b>				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Christina M.				Celluzzi			
Inventor's Signature	<i>Christina M. Celluzzi</i>					Date	8/26/98
Residence: City	Columbia	State	MD	Country	USA	Citizenship	USA
Post Office Address	10800 Bird Song Pass						
Post Office Address							
City	Columbia	State	MD	ZIP	21044	Country	USA
<b>Name of Additional Joint Inventor, if any:</b>				<input type="checkbox"/> A petition has been filed for this unsigned inventor			
Given Name (first and middle (if any))				Family Name or Surname			
Inventor's Signature						Date	
Residence: City		State		Country		Citizenship	
Post Office Address							
Post Office Address							
City		State		ZIP		Country	
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	Filing Date	February 26, 1998
	Group Art Unit	1643
	Examiner Name	N/A

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Trademark Office connected therewith:

☐

Customer Number

**Place Customer  
Number Bar Code**

OR

☒ Registered practitioner(s) name/registration number listed below

Name	Registration Number	Name	Registration Number
[SEE ATTACHED SHEET]			

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Direct all correspondence to:

☐Customer Number  
or Bar Code Label

OR

☒

Correspondence address below

Name	Diane R. Meyers				
Address	Eckert Seamans Cherin & Mellott, LLC				
Address	600 Grant Street, 42nd Floor				
City	Pittsburgh	State	PA	Zip	15219
Country	Allegheny	Telephone	412/566-2036	Fax	412/566-6099

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Name of Sole or First Inventor:

☐

A petition has been filed for this unsigned inventor

Given Name (first and middle (if any))		Family Name or Surname				
Inventor's Signature					Date	
Residence: City		State		Country		Citizenship
Post Office Address						
Post Office Address						
City		State		Zip		Country

☒ Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

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David V. Radack	33,442		
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***IN THE UNITED STATES PATENT AND TRADEMARK OFFICE***

Applicants: Louis D. Falo et al.

Title: INDUCTION OF TUMOR AND VIRAL IMMUNITY USING ANTIGEN  
PRESENTING CELL CO-CULTURE PRODUCTS AND FUSION  
PRODUCTS

Appl. No.: Unassigned

Filing Date: June 30, 2003

Examiner: Unknown

Art Unit: Unknown

**ASSERTION OF SMALL ENTITY STATUS**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.27 (c)(1), Applicants hereby assert entitlement to small  
entity status in the above-identified application.

Respectfully submitted,

Date

30 June 2003

By

Stephen A. Bent

FOLEY & LARDNER  
Customer Number: 22428



22428

PATENT TRADEMARK OFFICE

Telephone: (202) 672-5404  
Facsimile: (202) 672-5399

Stephen A. Bent  
Attorney for Applicants  
Registration No. 29,768